IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEW JERSEY

PRAVEEN PRASAD, et al.,

Civil Action No. 06-648 (MLC) (JJH)

(Consolidated Action)

Plaintiffs.

COLD STONE CREAMERY, INC., et al.,

Defendants,

COLD STONE CREAMERY, INC., et al., :

Civil Action No. 06-758 (MLC) (JJH)

(Consolidated Action)

Plaintiffs,

V.

٧.

CC COMMERCIAL HOLDINGS, INC.,

et al.,

Defendants.

NOTICE OF STIPULATION OF VOLUNTARY DISMISSAL

PLEASE TAKE NOTICE, that pursuant to Rule 41(a) of the Federal Rules of Civil Procedure, Cold Stone Creamery, Inc., Cold Stone Creamery Leasing, Inc. and Neal Prasad, pursuant to a settlement in the above-entitled action, hereby stipulate to the dismissal of all claims raised by Cold Stone Creamery, Inc. and Cold Stone Creamery

Leasing, Inc. against Neal Prasad in the above entitled action with prejudice, each party to bear its own attorneys' fees and costs.

Respectfully submitted,

Neal Prasad

41 JFK Boulevard

Pine Beach, NJ 08741

October 16,2008

Tel.: (732) 341-8162

Pro se

Jeffrey L. Karlin, Esq.

GRAY, PLANT, MOOTY, MOOTY &

BENNETT, P.A.

2600 Virginia Avenue, N.W., Suite 1111

Washington, DC 20037-1931

Tel: 202-295-2200 Fax: 202-295-2250

Attorneys for Cold Stone Creamery, Inc. and Cold Stone Creamery Leasing, Inc.